

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.88882 of 2024**

Arising Out of PS. Case No.-98 Year-2024 Thana- BHAIKAVSHTHAN District- Madhubani

Banvari Ram Son of Hari Ram Resident of Village - Godari ki Dhani, P.S. -  
Jamba, District - Jodhpur (Rajasthan)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Jaishankar Kumar Yadav, Adv.

For the Opposite Party/s : Mr.Pradeep Narain Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH  
SINGH**

ORAL ORDER

2      17-02-2025                      Heard learned counsel for the petitioner and learned  
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Bhairavasthan P.S. Case No. 98 of 2024 dated 23.09.2024 registered for the offences punishable u/ss 318(4), 317(5) and 3(5) of the B.N.S. and u/ss 30(a) and 41(1) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 4295.160 litres of illicit foreign liquor was recovered from the truck.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is not the owner of the said vehicle. The petitioner is only the driver of the said vehicle and he has no



concern with the alleged recovery. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has one criminal antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 24.09.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Jhanjharpur (Madhubani) in connection with Bhairavasthan P.S. Case No. 98 of 2024.

7. The application stands allowed.

**(Chandra Prakash Singh, J)**

Gautam/-

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